

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office NOV 22 1974

Returned to applicant for correction

Corrected application filed Nov. 22, 1974, under  
28961 Map filedThe applicant The Anaconda CompanyP. O. Box 65 of Wendover  
Street and No. or P.O. Box No. City or TownUtah 84083, hereby make S application for permission to change the  
State and Zip Code No.Point of Diversionof water heretofore appropriated under Permit No. 28464

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground Well No. 5B  
Name of stream, lake or other source.2. The amount of water to be changed .5 cfs  
Second feet, acre feet.3. The water to be used for Quasi-municipal  
If for stock state number and kind of animals.4. The water heretofore used for Quasi-municipal  
If for stock state number and kind of animals.5. The water is to be diverted at the following point NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 15 T.29N., R.67E.,  
M.D.B. & M. whence the S.W. Corner of Section 30 T.29N., R.67E.,  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
M.D.B. & M. bears S. 53° 11' 50" W., 21,423.84 feet distant.  
stated.6. The existing point of diversion is located within NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 25 T.29N., R.66E.,  
M.D.B. & M. whence the S.E. Corner of said Section 25 bears S. 39°  
If point of diversion is not changed, do not answer.  
45' 03" E., 1992.12 feet distant.7. Proposed place of use SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 5; SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 4; NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; N $\frac{1}{2}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
NE $\frac{1}{4}$  Section 3 T.28N., R.66E., M.D.B. & M. Also the SE $\frac{1}{4}$  SW $\frac{1}{4}$ ;  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 34 T.29N., R.66E., M.D.B. & M.8. Existing place of use SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 5; SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 4; NE $\frac{1}{4}$  NW $\frac{1}{4}$ ;  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
N $\frac{1}{2}$  NE $\frac{1}{4}$  Section 3 T.28N., R.66E., M.D.B. & M. Also the SE $\frac{1}{4}$  SW $\frac{1}{4}$ ;  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 34 T.29N., R.66E., M.D.B. & M.9. Use will be from January 1st to December 31st of each year.  
Day and Month Day and Month10. Use has been from January 1st to December 31st of each year.  
Day and Month Day and Month11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Through 6 inch pipeline  
State manner in which water is to be diverted, whether by dam or other works,whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$100,000.00
13. Estimated time required to construct works 1 year
14. Estimated time required to complete the application of water to beneficial use 1 year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This well will be used in conjunction with Well No. 5A so the applicant can be assured of pumping 0.5 cfs total between either well No. 5A or Well No. 5B or both wells together.

Compared bs/jw lk/ga Applicant The Anaconda Company

By s/ Richard W. Forman  
Richard W. Forman, Agent  
P. O. Box 150  
Ely, Nevada 89301

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 28464 is issued subject to the terms and conditions imposed in said Permit 28464 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permit 28961 shall not exceed 27.4 million gallons annually.

The total combined amount of water granted under this permit and Permit 28963 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 28963, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 27.4 million gallons annually.

Actual construction work shall begin on or before September 21, 1975

Proof of commencement of work shall be filed before October 21, 1975

Work must be prosecuted with reasonable diligence and be completed on or before September 21, 1976

Proof of completion of work shall be filed before October 21, 1976

Application of water to beneficial use shall be made on or before May 19, 1979

Proof of the application of water to beneficial use shall be filed on or before June 19, 1979

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed NOV 4 1975

Completion of work filed NOV 12 1976

Proof of beneficial use filed JUL 9 1979

Cultural map filed

Certificate No. 9565 Issued 8-24-81

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 21st day of March

A.D. 1975

State Engineer